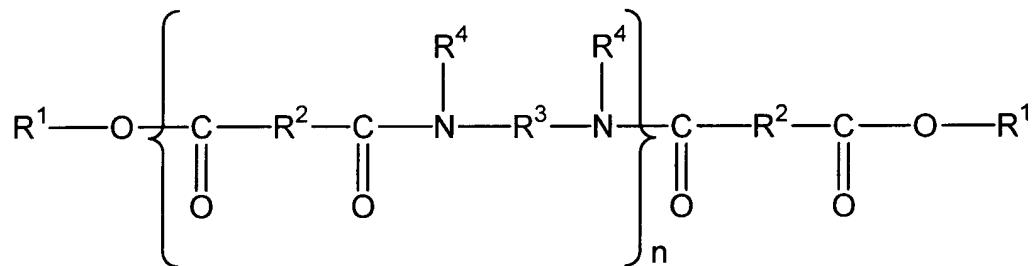


PENDING CLAIMS  
Application No. 10/312,083  
Attorney Docket No. 05725.1187  
Filed: December 23, 2002

1.-32. (Canceled).

33. (Canceled)

34. (Currently amended) A composition comprising an emulsion comprising an aqueous phase and a non-aqueous phase, wherein the non-aqueous phase is gelled with at least one polymer chosen from polyamides of formula (I):



in which:

- n is an integer which represents the number of amide units such that the number of ester groups present in said at least one structuring polymer ranges from 10% to 50% of the total number of all said ester groups and all said amide groups comprised in said at least one structuring polymer;

- R<sup>1</sup>, which are identical or different, are each chosen from alkyl groups with at least 4 carbon atoms and alkenyl groups with at least 4 carbon atoms;

- R<sup>2</sup>, which are identical or different, are each chosen from C<sub>4</sub> to C<sub>42</sub> hydrocarbon-based groups with the proviso that at least 50% of R<sup>2</sup> are chosen from C<sub>30</sub> to C<sub>42</sub> hydrocarbon-based groups;

- R<sup>3</sup>, which are identical or different, are each chosen from C<sub>2</sub> to C<sub>36</sub> hydrocarbon-based groups; and

- R<sup>4</sup>, which are identical or different, are each chosen from hydrogen and C<sub>1</sub> to C<sub>10</sub> alkyl groups, with the proviso that at least 50% of all R<sup>4</sup> are chosen from hydrogen;

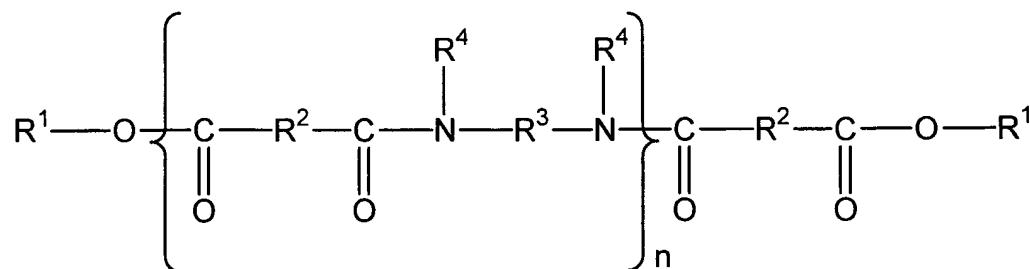
and at least one alkylene-oxide-containing emulsion stabilizer;

wherein said composition further comprises a color component present in an amount ranging from 0.5% to 30% by weight of the composition.

35. (Previously presented) The composition of claim 34 wherein the color component is present in an amount ranging from 5.0% to 30% by weight of the composition.

36.-38. (Canceled)

39. (Currently amended) A composition comprising an emulsion comprising an aqueous phase and a non-aqueous phase, wherein the non-aqueous phase is gelled with at least one polymer chosen from polyamides of formula (I):



in which:

- n is an integer which represents the number of amide units such that the number of ester groups present in said at least one structuring polymer ranges from 10% to 50% of the total number of all said ester groups and all said amide groups comprised in said at least one structuring polymer;

- R<sup>1</sup>, which are identical or different, are each chosen from alkyl groups with at least 4 carbon atoms and alkenyl groups with at least 4 carbon atoms;

-  $R^2$ , which are identical or different, are each chosen from  $C_4$  to  $C_{42}$  hydrocarbon-based groups with the proviso that at least 50% of  $R^2$  are chosen from  $C_{30}$  to  $C_{42}$  hydrocarbon-based groups;

-  $R^3$ , which are identical or different, are each chosen from  $C_2$  to  $C_{36}$  hydrocarbon-based groups; and

-  $R^4$ , which are identical or different, are each chosen from hydrogen and  $C_1$  to  $C_{10}$  alkyl groups, with the proviso that at least 50% of all  $R^4$  are chosen from hydrogen;

and at least one alkylene-oxide-containing emulsion stabilizer;

wherein said composition further comprises a surfactant.

40. (Currently amended) The composition of claim 39 wherein the surfactant has an HLB greater than 7 and the emulsion is an O/W emulsion.

41. (Canceled)

42. (Previously presented) The composition of claim 34 in the form of a lipstick.

43. (Previously presented) The composition of claim 34 in the form of a mascara.

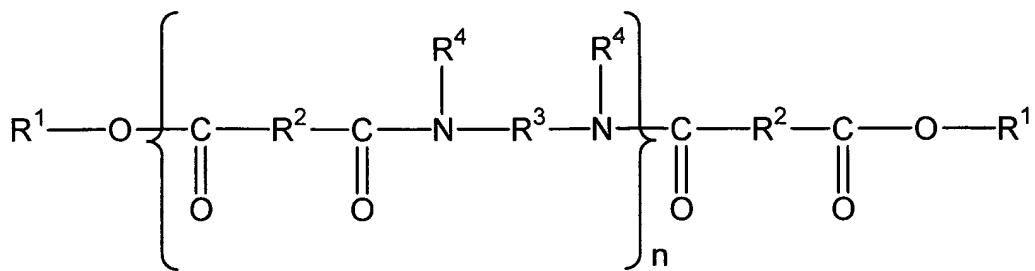
44. (Previously presented) The composition of claim 43 wherein said composition is wax-free.

45. (Currently amended) A stable cosmetic emulsion comprising:

(a) a colorant component present in an amount ranging from 0.5% to 30% by weight of the composition,

(b) an aqueous phase, and

(c) a non-aqueous phase, wherein the non-aqueous phase comprises at least a gelling-sufficient amount of at least one polymer chosen from polyamides of formula (I):



in which:

- n is an integer which represents the number of amide units such that the number of ester groups present in said at least one structuring polymer ranges from 10% to 50% of the total number of all said ester groups and all said amide groups comprised in said at least one structuring polymer;

-  $R^1$ , which are identical or different, are each chosen from alkyi groups with at least 4 carbon atoms and alkenyl groups with at least 4 carbon atoms;

-  $R^2$ , which are identical or different, are each chosen from  $C_4$  to  $C_{42}$  hydrocarbon-based groups with the proviso that at least 50% of  $R^2$  are chosen from  $C_{30}$  to  $C_{42}$  hydrocarbon-based groups;

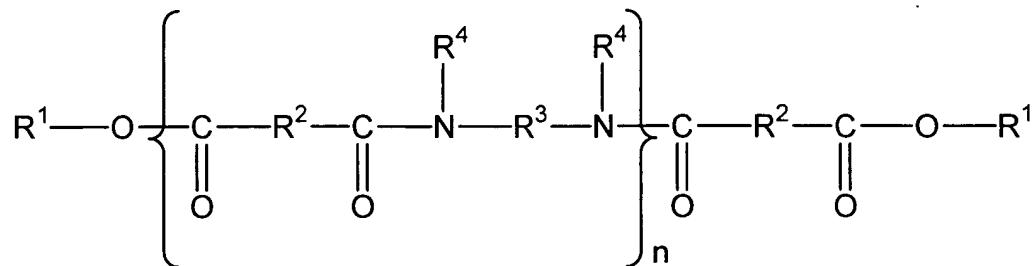
-  $R^3$ , which are identical or different, are each chosen from  $C_2$  to  $C_{36}$  hydrocarbon-based groups; and

-  $R^4$ , which are identical or different, are each chosen from hydrogen and  $C_1$  to  $C_{10}$  alkyl groups, with the proviso that at least 50% of all  $R^4$  are chosen from hydrogen;

and at least one ethylene-oxide containing surfactant.

46. (Previously presented) The emulsion of claim 45 wherein said emulsion is wax-free.

47. (Currently amended) A method of making a cosmetic composition comprising the steps of adding a gelling-sufficient amount of a polymer chosen from polyamides of formula (I):



in which:

- n is an integer which represents the number of amide units such that the number of ester groups present in said at least one structuring polymer ranges from 10% to 50% of the total number of all said ester groups and all said amide groups comprised in said at least one structuring polymer;

- $R^1$ , which are identical or different, are each chosen from alkyl groups with at least 4 carbon atoms and alkenyl groups with at least 4 carbon atoms;

- $R^2$ , which are identical or different, are each chosen from  $C_4$  to  $C_{42}$  hydrocarbon-based groups with the proviso that at least 50% of  $R^2$  are chosen from  $C_{30}$  to  $C_{42}$  hydrocarbon-based groups;

- $R^3$ , which are identical or different, are each chosen from  $C_2$  to  $C_{36}$  hydrocarbon-based groups; and

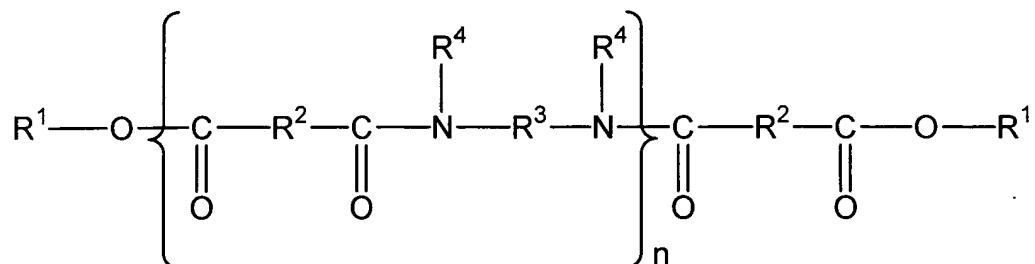
- $R^4$ , which are identical or different, are each chosen from hydrogen and  $C_1$  to  $C_{10}$  alkyl groups, with the proviso that at least 50% of all  $R^4$  are chosen from hydrogen,

to an emulsion comprising a non-aqueous phase and an aqueous phase, and dispersing the aqueous phase with the non-aqueous phase, at least one alkylene-oxide-containing emulsion stabilizer, and a colorant, wherein the colorant is present in an amount ranging from 0.5% to 30%.

48. (Previously presented) A method of making a cosmetic composition according to claim 47, wherein said composition further comprises one or more active agents.

49.-51. (Canceled).

52. (Currently amended) A cosmetic composition comprising an emulsion comprising an aqueous phase and a non-aqueous phase, wherein the non-aqueous phase is gelled with at least one polymer chosen from polyamides of formula (I):



in which:

- n is an integer which represents the number of amide units such that the number of ester groups present in said at least one structuring polymer ranges

from 10% to 50% of the total number of all said ester groups and all said amide groups comprised in said at least one structuring polymer;

- R<sup>1</sup>, which are identical or different, are each chosen from alkyl groups with at least 4 carbon atoms and alkenyl groups with at least 4 carbon atoms;

- R<sup>2</sup>, which are identical or different, are each chosen from C<sub>4</sub> to C<sub>42</sub> hydrocarbon-based groups with the proviso that at least 50% of R<sup>2</sup> are chosen from C<sub>30</sub> to C<sub>42</sub> hydrocarbon-based groups;

- R<sup>3</sup>, which are identical or different, are each chosen from C<sub>2</sub> to C<sub>36</sub> hydrocarbon-based groups; and

- R<sup>4</sup>, which are identical or different, are each chosen from hydrogen and C<sub>1</sub> to C<sub>10</sub> alkyl groups, with the proviso that at least 50% of all R<sup>4</sup> are chosen from hydrogen;

and at least one alkylene-oxide-containing emulsion stabilizer, and at least one color component present in an amount ranging from 0.01% to 50% by weight of the composition.